

SCA/13332/2010 2/2 ORDER

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No. 13332 of 2010

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RAHULKUMAR MANHARBHAI PRAJAPATI - Petitioner(s)

Versus

**SAURASHTRA UNIVERSITY THRO'CONTROLLER OF EXAMINATION -
Respondent(s)**

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== Appearance :

KEDAR B BINIWALE for Petitioner(s) : 1, None for Respondent(s) : 1,

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CORAM :

HONOURABLE MR.JUSTICE H.K.RATHOD

Date : 06/10/2010

ORAL ORDER

1. Heard learned advocate Mr. Kedar Biniwala on behalf of petitioner.
2. Now he wants to challenge order passed by Registrar Suarashtra University, Rajkot dated 10/7/2010, where information which has been required by petitioner has not been supplied on the ground that supplementary is considered to be confidential matter and xerox of such supplementary means copy of answer book can not be supplied to student. This facts have been clarified by letter dated 8/7/2010 by Controller of Examination of Saurashtra University.

3. Learned advocate Mr. Biniwala submitted that this answer is not proper and original answer sheet can not consider to be confidential matter. Therefore, petitioner is entitled to such information which required from Saurashtra University.

4. If that be so, petitioner is having alternative remedy to file an appeal to First Appellate Authority under section 19 of Right to Information Act, 2005 against order passed by Registrar of Saurashtra University, Rajkot dated 10/7/2010.

5. Therefore, prayer made in this petition is not pressed by petitioner in para 9(a)(b). The aforesaid order is passed by this Court considering oral submission made by learned advocate Mr. Biniwala.

6. Accordingly, present petition is not entertained only on ground of having alternative remedy to petitioner under section 19 of Right to Information Act, 2005. Therefore, present petition is disposed of by this Court without expressing any opinion on merits.

(H.K.RATHOD, J)

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